

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION – DETROIT

IN RE:

DANIIL RAPOPORT and  
MARIA RAPOPORT,

Debtors.

Case No. 11-45373-wsd  
Chapter 13

Hon. Walter Shapero

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DAVID FINDLING,  
*State Court Appointed Receiver,*

Plaintiff,

v.

Adv. Pro. No. 11-06933

DANIIL RAPOPORT and  
MARIA RAPOPORT,

Defendants.

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**ORDER DENYING PLAINTIFF'S CLAIM TO ESTABLISH A NON-DISCHARGEABLE § 523(A)(2)(A) CLAIM, DISALLOWING PLAINTIFF'S PROOF OF CLAIM, AND OVERRULING PLAINTIFF'S OBJECTIONS TO DEFENDANTS' PROPOSED CHAPTER 13 PLAN**

**THESE MATTERS** having come before the Court on state court appointed Receiver David Finding's Adversary Complaint to Determine the Dischargeability of Certain Debts [Adv. ECF No. 1], Findling's Objections to Confirmation of Debtors' 5<sup>th</sup> Chapter 13 Plan Modification [Bankr. ECF No. 409], and Debtors' Objection to Amended Claim of David Findling (Claim 12-2) [Bankr. ECF No. 282]; both parties represented through counsel; the Court having held a consolidated trial on all three issues which were subsequently taken under advisement;

**IT IS HEREBY ORDERED**, for the reasons set forth in the Opinion being entered contemporaneously:

- (I) Findling's claim to establish a non-dischargeable § 523(a)(2)(A) debt is denied;
- (II) Findling's Proof of Claim (Claim 12-2) is disallowed;
- (III) Findling's Objections to Defendants' Proposed Chapter 13 Plan are dismissed.

**Signed on January 14, 2014**

**/s/ Walter Shapero**  
**Walter Shapero**  
**United States Bankruptcy Judge**

(IV)